

**Town of La Pointe Zoning
Town Plan Commission Regular Monthly Meeting
Wednesday, February 18, 2009**

Town Plan Commission Members Present: Carl Broberg; Chair, Ron Harrold; Vice-Chair, Mike Starck, Ron Madich, Suellen Soucek, Greg Thury, Carey Baxter (7)

Town Plan Commission Members Absent: none

Public Present: Warren Anderson, Gene Nelson (2)

Town Staff Members Present: Jennifer Croonborg; ZA, Jessica Hatch; ZCA (2)

I. Call to Order/Roll Call

Chair, C. Broberg called the meeting to order at the Town Hall. Meeting starts at 7:28 pm. Roll call reflected members present or absent as recorded above.

II. Public Comment

None

III. Review and Approval of Previous Meeting Minutes:

a. Town Plan Commission Special Monthly Meeting February 4, 2009

S. Soucek moves we accept the minutes as written for the Wednesday, February 4th meeting. G. Thury seconds. All in favor, 7 aye.

M. Starck questions whether draft minutes will be included in the web site. It is decided that only approved minutes will be published as they are then a legal document.

IV. Zoning Administrator's Report

M. Starck moves to place the ZA Report dated 2/10/09 on file. S. Soucek seconds. All in favor, 7 aye. Motion Carries.

V. Consideration and/or Action of Permit Applications:

None

VI. Old Business

a. Letter Glenn and Susan Bergeon dated September 16, 2008 regarding use of their non-conforming lot. (Tabled from the October 1, 2008 until March 18, 2009)

This item is tabled until March 18, 2009.

b. Letter from William Bussey dated November 5, 2008 re Ron Lacey Adverse Possession Claim. (Tabled November 19, 2008 pending Town Board direction on 7th Street Vacation)

This item is pending Town Board direction.

c. Permit Refunds (Tabled on February 4, 2009 until March 4, 2009)

This item is tabled until March 4, 2009.

d. The Appeal Process for actions by the Town Plan Commission.

M. Starck explains that according to our current Ordinance, the only decision that the Town Plan Commission makes is on Land Use Permits, thus these decisions can be appealed to the Zoning Board of Appeals. All other decisions are recommendations to the Town Board and these cannot be appealed according to Ordinance.

VII. New Business

None

VIII. General Code Project/Ordinance Revision

a. Zoning Map Review and Changes (tabled form August 6, 2008 until 03-18-09.)

This item is tabled until March 18, 2009.

b. Discussion of February 18, 2009 Public Hearing and review of:

1. § 3 Zoning Districts

Chair begins with the “Scenic Overlay.” There is concern from the Commission that the public is calling it “historic,” as that is not what is intended with the proposed overlay, rather to preserve the view of the lake. Mixed-Use Zone is discussed from the perspective of its origin from the Comprehensive Plan leading to direction from the Town Board for the TPC to implement. The issue of Red-Lining the Revision is discussed. It is decided to schedule a special meeting to focus solely on these proposals.

2. § 2 Definitions (additions)

The definition of “functional family” is discussed briefly.

3. (New) § 4.3(3) Non-Conforming (Grandfathered) Lots

Chair suggests Commissioners review Mr. Hoffman’s letter dated 02-05-09.

4. (New) § 4.3(4) Camping on Private Lands

Discussion occurs entailing Camping and Sanitation in regards to some comments that arose during the Hearing.

c. Filling and Driveways (Tabled on February 4, 2009 until March 4, 2009)

This item is tabled until March 4, 2009.

d. Shoreline and Flood Hazard Overlay District (Tabled on February 4, 2009 until March 18, 2009)

This item is tabled until March 18, 2009. However, Chair explains that in this matter, he feels Ashland County Regulations should be referenced on applications for landowners within 1000 feet of the lake, as opposed to replicating this ordinance, it is said this will be discussed at February 25th meeting.

IX. Future Agenda Items

a. Review of February 18, 2009 Public Hearing and Possible Recommendations:

a. § 3 Zoning Districts

b. § 2 Definitions

c. (New) § 4.3(3) Non-Conforming (Grandfathered) Lots

d. (New) § 4.3(4) Camping on Private Lands

b. Shoreline and Flood Hazard Overlay District (Tabled on February 4, 2009 until March 18, 2009)

c. Letter Glenn and Susan Bergeon dated September 16, 2008 regarding use of their non-conforming lot. (Tabled from the October 1, 2008 until March 18, 2009)

d. Permit Refunds (Tabled on February 4, 2009 until March 4, 2009)

e. Zoning Map Review and Changes (tabled form August 6, 2008 until 03-18-09.)

f. Filling and Driveways (Tabled on February 4, 2009 until March 4, 2009)

X. Schedule of Meetings

The next scheduled meeting will be Wednesday, February 25, 2009 at 5 pm at the Town Hall. This meeting will be to focus on the Public Hearing Comments and to possibly make recommendations to Town Board.

XI. Adjournment

G. Thury moves to adjourn this Regular Meeting of Wednesday, February 18, 2009. S. Soucek seconds. All in favor, 7 aye. Meeting adjourns at 8:30 pm.

Town Plan Commission Minutes respectfully submitted by Zoning Clerical Assistant, Jessica L. Hatch on Wednesday, February 25, 2009. Minutes are approved as amended by J.L.Hatch on 03-18-09.